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BOOK REVIEWS.

PRACTICE IN UNITED STATES PATENT OFFICE. By E. J. Stoddard. Detroit: Drake Law Book Co. 1907. Pp. 167.

This table of cases construing and defining the several rules of practice in the United States Patent Office, will doubtless prove of value to every person interested in patent causes. The book contains nothing except a list of all the patent cases involving the rules of practice arranged alphabetically according to the name of the case. References are given to the citation in the Official Gazette and in the Commissioners' Decisions of each case wherein patent rules have been considered. The usefulness of the book would have been more than doubled without an objectionably great addition to its size, if a second index based upon a numerical arrangement according to the rule construed had been added. In order to ascertain from the present volume whether any particular rule has been passed upon, it is necessary to run through the entire book and to pick out from each page the cases affecting the rule in question.

R. D. J.

AN EPITOME OF THE LAW AFFECTING MARINE INSURANCE. By Lawrence Duckworth. Second Edition. London: Effingham Wilson. 1907. Pp. xi, 186.

In a surprisingly brief compass, the author has set forth with terseness and vigor the essential principles involved in questions arising in marine insurance cases under the law of England. His volume is primarily designed to help the busy business man who desires to obtain a concise statement of what is the meaning, measured in *results*, of any contract which he may make to guard against the perils of the sea. While the basis of the book is found in the various English statutes, yet the decisions of the courts are cited with sufficient frequency and fullness to assist materially in clarifying the subject. The Marine Insurance Act of 1906, a statute typical of the English method of law-making both as to scientific arrangement and as to accuracy of language, is printed in full as an Appendix.

R. D. J.

STREET RAILWAY REPORTS ANNOTATED. Edited by Frank B. Gilbert, Melvin Bender and Harold J. Hinman. Vol IV. Albany, N. Y.: Matthew Bender & Company. 1907. Pp. lv, 1218.

The character of this work is clearly indicated by its title.

In general no departure has been made from the arrangement of the previous volumes of the series. The opinions in the cases of greatest importance are printed in full, while the essential points covered by the judges in cases of lesser interest are made clear by brief quotations from the opinions of the courts.

An examination of the cases discloses, as might be expected, that the question of negligence in one form or another is involved in the great majority. There are, however, many cases wherein other principles of importance are discussed, as for example the question of race separation (see pages 543 sq., 136 sq., &c.), abandonment of franchises (see page 873), common use of a street by two companies, &c. One of the most important cases reported is *Fidelity Trust Company v. Hoboken, &c., Railway Company* (N. J.) (p. 738), wherein the broad principle is laid down that a mortgagee may restrain the mortgagor from leasing the premises covered by a mortgage to a competing company on a theory that such a proceeding constitutes a clear case of waste.

The index is on a purely empirical basis. For example, among the topics are to be found "Gongs," "Horses," "Last Real Chance," "Plaintiff." Under the heading "Vehicle" are placed seventy cases in which many fundamental rules of law are discussed. Such an arrangement does not commend itself as being either analytical or of as great real value as a more scientific method.

R. D. J.

THE LAW OF CRIMES IN PENNSYLVANIA, INCLUDING CRIMINAL EVIDENCE. By William Trickett, LL. D. Two vols. Philadelphia: T. & J. W. Johnson Co. 1908. Pp. lvi, 1183.

For some reason or other the criminal law of Pennsylvania has been slighted in the past by the text-book writers. For a long time the work by Isaac H. Shields (*The Penal Code of Pennsylvania, Crimes, Statutes and Decisions*), which appeared in 1883, held the field alone. This book, however, was little more than an annotated digest. Then followed "Boyer's Criminal Digest" in 1892. Then Sadler's "*Criminal and Penal Procedure in Pennsylvania*" appeared (1903). Sylvester B. Sadler, the author, is professor of criminal law in the Dickinson Law School, and dedicated his work to the Dean of that institution, William Trickett. The latter has undertaken the present work on the substantive law of crimes in Pennsylvania to round out and complete the labors of his colleague.

It is not easy to write a text-book upon a subject so largely statutory as that of crimes which will rise above the level of a digest with the notes included in the text. The author of the book under discussion, a veteran in the field of legal text-book